

**THE MINUTES
FOR THE DECEMBER 18, 2012
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
MEETING AT 6:00 P.M.**

Present: Mayor Doll, Trustees Kehoe, Maline, McMullen and Tobin, Village Clerk Donna Koch, Village Administrator Gene Guido, Village Attorney James Matthews, Chief Bruckenthal

ANNOUNCEMENTS: Mayor Doll asked for a moment of silence for the victims in Newtown Connecticut.

Mayor Doll announced a special meeting will be held December 26, 2012 at 4:00 PM. For the Village Clerk to present the tentative budget to the board.

PRESENTATIONS: no presentations

PUBLIC COMMENT: Betty Koerner, stated that the 6:00 PM meeting start is too early and people can't make this time.

BOARD APPROVAL OF WARRANT:

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2012/2013 General Fund bills in the amount of \$159,583.20

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following bills were approved for payment.

Fiscal Year 2012/2013 Sewer Fund bills in the amount of \$ 3,814.32

On the motion of Trustee Tobin and seconded by Trustee McMullen the following bills were approved for payment.

Fiscal Year 2012/2013 Fire Department Capital fund bills in the amount of \$13,935.00

On the motion of Trustee McMullen and seconded by Trustee Tobin the following bills were approved for payment.

Fiscal Year 2012/2013 Fire Department General Fund.bills in the amount of \$8,590.67

COMMISSIONER'S REPORTS: Trustee McMullen reported the Parks Department is back to cleaning up the parks after working with the highway department with storm clean up.

Trustee Tobin reported the budget is coming along and a special meeting is set for the clerk to present the board with the tentative budget.

Trustee Kehoe reported that the meeting last week with FEMA went very well. Several residents from Makama Beach (which area had been devastated) were present. Asharoken Mayor Letica thanked the Village for the use of the room.

Mayor Doll reported highway is no longer working overtime from the storm and are back to regular hours.

ADIMINISTRATOR'S REPORT: Mr. Guido reported the addendum for the Waste Water treatment Plant went out: raising the level of the new construction to raise the height of the building to conform to the new hundred year flood level.

CHIEF OF POLICE REPORT: Chief Bruckenthal reported that in light of the tragedy in Newtown Connecticut, the department has reviewed their plans for these types of incidents. The department has reached out and has been welcome with open arms at all the schools, nursery, elementary, etc. It's going to be a work in progress. The officers will be going into schools at unknown intervals, so people know who the officers are. The chief is looking into safety measures in Village Hall itself that can be implemented.

NEW BUSINESS: no new business.

OLD BUSINESS: no old business.

CORRESPONDENCE: no correspondence.

REQUESTS: no requests.

RESOLUTIONS:

On the motion of Trustee McMullen and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2012- 137 ~ APPROVAL OF THE DECEMBER 4, 2012 MINUTES

WHEREAS: Copies of the minutes of the December 4, 2012, meeting were sent to the Board for approval, therefore,

BE IT RESOLVED that said minutes are approved without reading, at this time.

On the motion of Trustee Maline and seconded by Trustee Kehoe the following resolution was unanimously approved.

RESOLUTION 2012- 138 ~ GRANTING THE APPEALS FOR ADJUSTMENTS OF SEWER RENTS FOR FISCAL YEAR 2012-2013 TO THE EXTENT SET FORTH IN

SCHEDULE "A" ATTACHED.

On the motion of Trustee McMullen and seconded by Trustee Maline the following resolution was unanimously approved.

RESOLUTION 2012- 139 ~ DENYING THE APPEALS FOR ADJUSTMENTS OF SEWER RENTS FOR FISCAL YEAR 2012-2013 TO THE EXTENT SET FORTH IN SCHEDULE "B" ATTACHED.

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012 – 140 ~ BUDGET TRANSFER

BE IT RESOLVED: The Village Treasurer is hereby authorized to make the following budget transfer

From: A.5110.0200 (Highway Equipment)	\$28,627.32.00
To: G.8130.0200 (Sewer Equipment)	\$28,627.32.00

On the motion of Trustee Maline and seconded by Trustee Tobin the following resolution was unanimously approved.

RESOLUTION 2012-141 ~ PART TIME PUBLIC SAFETY DISPATCH I

BE IT RESOLVED: That Part Time Public Safety Dispatch I Matthew Bruckenthal hourly rate is increased to \$23.00 /hr effective November 19, 2012.

On the motion of Trustee Maline and seconded by Trustee McMullen the following resolution was unanimously approved.

RESOLUTION 2012 - 142 ~PROPOSED LOCAL LAW "D" OF 2012

PLEASE TAKE NOTICE: that a Public Hearing of the Village Board of Trustees will be held at the Village Hall, 224 Main Street, Northport, New York at 6:00 o'clock in the evening of the 15th day of January, 2013, to consider the following proposed local law:

**LOCAL LAW OF 2012
A LOCAL LAW OF
THE VILLAGE OF NORTHPORT
TO AMEND CHAPTER 147 "FEES"
OF THE CODE OF THE VILLAGE OF NORTHPORT**

BE IT ENACTED: By the Board of Trustees of the Village of Northport as follows:

Section 1. Legislative Intent

The Board of Trustees finds that the health, welfare and public safety of the residents of the Village of Northport will be served if building and construction fees are updated to rates comparable to other area municipalities and if an annual fee for towing companies operating in the Village is assessed and if the fee for street opening permits is increased.

Section 2. Statutory Authority and Supercession

This Local Law is adopted pursuant to the Village Law, Municipal Home Rule Law and State

Environmental Quality Review Act and its implementing regulations and expressly supersedes the provisions of the Village Code as detailed below in Section 4 of this Local Law.

Section 3. SEQRA

The proposed local law is a Type II action pursuant to 6 NYCRR Part 617 and therefore is not subject to any further action under SEQRA.

Section 4. Amendments

Explanation of notations:

Existing text is reproduced in normal type.

Text to be added is indicated in Boldface.

Text to be deleted is indicated by ~~strikethroughs~~.

- * * * indicates existing text to remain unchanged.

§ 147-1. Listing of fees from Code sections.

Specific fees from particular Code sections are as follows:

Loca tion in Code	Subject	Fee
Chapter <u>106</u> , Building Construction, Article I, Administration and Enforcement		
<u>§ 106-11B</u>	Building permit fees: For each building estimated to cost up to and including \$1,000	\$25
	For each additional \$1,000 of estimated value or fraction thereof	\$10
	In addition to the above fees, a base fee of \$100 shall be added to residential permit fees and \$500 to commercial permit fees.	
	Fee when such building permit is applied for regarding work previously done without a permit, which was required to have been subject to a permit when done	Three times the building permit fee that would be due for such work at the time of application
<u>§ 106-11C</u>	Method of estimating cost (Per square foot unless otherwise noted):	
	For each and all square foot of floor area for stores, gas stations, office buildings, multiple dwellings, places of public assembly, municipal buildings, assembly halls, clubhouses and factories	\$50 \$100
	New dwelling or first floor addition or basement	\$80

Location in
Code

Subject

Fee

Second Story (new or addition)	\$30
Balcony	\$50
Basement (unfinished)	\$80
Conversion (to living space)	\$30
Porch – screened or open	\$35
Porch – Enclosed (unheated)	\$50
Porch – Enclosed (heated)	\$50
Garage (attached)	\$30
Breezeway (unheated)	\$30
Deck - unattached (open or roofed)	\$40
Deck – attached (open or roofed)	\$30
Storage Space (attached to a dwelling)	\$105
Multiple dwelling – 1 st Floor	\$85
Multiple dwelling – Additional Floors	\$65
Multiple dwelling – Unfinished Basement	

Accessory Structures

Antenna (radio) (flat fee)	\$200
BBQ's (masonry) (flat fee)	\$50
Barn	\$30
Cabana	\$30
Carport	\$30
Chimney (metal or masonry)	\$20
Fireplace (wood burning or gas)	\$20
Garage	\$30
Gazebo	\$30
Grill (masonry)	\$20
Pergola	\$20
Retaining Wall (flat fee plus linear foot)	\$160 plus \$1.00/linear foot
Satellite Dish (flat fee)	foot
Shed – 199 sq. ft. and under (flat fee)	\$100
Shed – above 199 sq. ft.	\$150
Solar Panels	\$30
Stove (coal or wood burning) (flat fee)	\$20
Trellis (flat fee)	\$150
	\$150

COMMERCIAL CONSTRUCTION

General

New building or addition – 1 st Floor	
New building or addition – additional floors	\$105
New building or addition – basement	\$85
New unheated storage building or addition (1 st Floor)	\$105
	\$65
New unheated storage building or addition (additional floors)	\$40
Interior alterations	

Loca
tion in
Code

Subject

Fee

Conversion for change of use

\$85

\$85

Specific

Antenna (flat fee)

Awning (flat fee)

\$200

\$200 plus

\$100 for each

added unit

Basement (finished)

Elevator (flat fee)

\$105

\$200 plus

Hood & Duct System (flat fee)

\$100 for each

added unit

\$200 plus

\$100 for each

added unit

Monopole or Tower (flat fee)

Parking lot

\$500

Ramp

\$20

Satellite Dish (flat fee)

\$10

Solar Panels

\$200

\$50

Miscellaneous

§
106-11E

Application to amend a permit – additional
fees may apply based on the scope of the new
work

\$200 plus

cost per s.f. as

required

Application for a Certificate of Permitted
Use (flat fee)

Bulkhead, dock pier ramp or float

\$200

Certificate of Occupancy/Completion (flat

\$20

fee)

\$50

Demolition Permit (flat fee)

\$200

Duplicate Certificate of

Occupancy/Completion

\$50

(flat fee)

Letter in Lieu of a certificate of occupancy

\$50

(flat fee)

\$200

Letter for Flood Insurance (flat fee)

\$20

Major Fire Damage (repair or replace)

\$100

Minor Fire Damage (flat fee)

\$20

Permit to move a building

\$50

Street opening permit (flat fee)

256-
14

~~For each square foot of a one-story dwelling
or a first floor addition to a one-story dwelling~~

~~\$100~~

~~For each square foot of each floor of a split-
level, one and one-half-story-high ranch or two-~~

~~\$60~~

Location in Code	Subject	Fee
	story building and dwelling buildings; also dormers, unfinished-type factories, commercial storage buildings and passive solar installations	
	For garages, roofed terraces, carports, storage spaces, utility spaces (all when attached to dwellings); also unfinished cellars, outside docks, accessory sheds covering an area of 200 feet or more and vinyl in-ground pools	\$20 per square foot
§ 106-11D	The maximum fee for new construction or alterations of public buildings or buildings for religious, hospital, educational, patriotic or veterans' purposes on property exempted upon the latest Village assessment roll from taxation for general Village purposes and owned by a corporation or association organized exclusively for such purposes	\$10 \$20
	Other fees:	
	For amending plans for which a building permit has been issued	\$20
	Permit to demolish a building unless said demolition is a necessary part of an alteration for which a permit	\$25
	has been issued Permit to move a building	\$50
	Certificate of completion	\$25
	Certificate of occupancy or temporary certificate of occupancy	\$25
	Duplicate certificate of occupancy	\$25
	Certificate of use or change of occupancy for commercial use	\$50
	Letter in lieu of a certificate of completion and occupancy	\$25

* * *

§ 147-2. Miscellaneous fees.

* * *

- G. There shall be a fee of \$10 for duplicate copies of real estate tax bills.**
- H. There shall be a fee of \$5 for copies of other records not exceeding ten (10) pages. Additional pages shall be at the rate of \$.50 per page.**
- I. Commencing March 1, 2013, any person or entity who engages in the towing of vehicles for compensation shall be required to pay an annual fee of \$100.00 for an annual permit for the period commencing March 1 or any portion of the succeeding 12 months. Failure to obtain a permit shall be punishable by a fine not to exceed \$500.00.**

* * *

Section 5. Severability

If any clause, sentence, paragraph, subdivision, section or other part of this Local Law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this Local Law, and it shall be construed to have been the legislative intent to enact this Local Law without such unconstitutional, or invalid parts therein.

Section 6. Effective Date

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

The next regular meeting of the Board of Trustees will be on January 2, 2013 at 6:00 p.m.

A RESOLUTION FOR AN EXECUTIVE SESSION: if necessary, for personnel and/or litigation matters.

Respectfully submitted,

Donna M. Koch
Village Clerk

Schedule A 2012

NAME	S/B/L	ORIGINAL	REDUCED TO
Ainbinder	4-1-9	\$681.51	\$199.13
Coleman	6-2-60	\$384.53	\$116.35
DeMaio	9-2-85.6	\$281.53	\$120.17
Duchi	12-1-24.4	\$333.03	\$247.20
Dugan	10-4-21	\$266.08	\$157.93
Ferrara	6-1-3.3	\$781.08	\$341.04
Gianatasio	6-2-72	\$341.62	\$216.30
Goldstein	10-3-64	\$552.76	\$309.00
Gorevic	6-1-17	\$154.50	\$113.30
<i>Greco</i>	<i>9-1-1</i>	<i>\$992.23</i>	<i>\$566.50</i>
Hamilton	10-2-12.1	\$422.30	\$240.94
Henninger	10-3-47	\$307.28	\$175.10
Huber	6-1-19.1	\$116.73	\$47.88
Kuehn	12-2-33	\$307.28	\$185.40
Marrone	6-1-9	\$585.38	\$505.94
Mazzola	10-2-58	\$302.13	\$151.07
McCarthy	10-4-39	\$2,252.64	\$1,914.74
McCran	3-2-6	\$1,292.64	\$453.20
McKerr	10-4-18	\$247.20	\$147.63
McQuade	12-2-2	\$345.63	\$206.00
Murer	10-2-11	\$185.40	\$75.53
Nolan Taylor-Howe	10-4-23	\$2,250.73	\$1,091.03
O'Shea	13-3-59	\$1,585.05	\$980.40
Ohl	13-4-120	\$365.65	\$243.76
Plosky	15-1-28.1	\$132.18	\$66.38
Radgowski	9-1-17	\$436.03	\$130.47
Sansone	10-4-5	\$302.13	\$0
Scancarelli	12-2-25.2	\$619.71	\$319.30
Schmitt	15-2-50	\$295.27	\$250.63
Smith	6-2-1.1	\$367.37	\$219.79
Sparacino	13-4-119	\$341.62	\$168.23
Swift	9-1-5	\$259.22	\$144.20
Torggler	15-2-40	\$276.38	\$144.20
Venuti	13-3-6.1	\$152.78	\$72.10

Willard	15-2-50	\$805.11	\$257.50
Willen	9-1-2	\$583.66	\$315.87
Berman	10-2-54	\$1707.12	1531.17
Berman	10-2-54	\$967.05	\$857.50

SCHEDULE B

McRobb	10-1-18	\$115.02	\$115.02